

Kennecott Utah Copper
4700 Daybreak Parkway
South Jordan, Utah 84095
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801-569-7192 (f)

Kelly L. Payne, P.G.
Manager - Environment

17 May 2011

VIA HAND DELIVERY

Mr. Paul Baker
Division of Oil, Gas & Mining
Utah Department of Natural Resources
P.O. Box 145801
Salt Lake City, Utah 84114-5801

Subject: M-035-0002, Bingham Canyon Mine Activity Update

Dear Mr. Baker:

Kennecott Utah Copper LLC (KUC) originally notified the Division of its intention to place waste rock in the Code 22 disposal area in January 2007 consistent with M-035-002 and specifically applicable provisions of the 2003 Reclamation and Water Management Plan. Subsequently, KUC only partially completed Code 22 as neither the mining plan nor the re-location the existing power line warranted completion at that time.

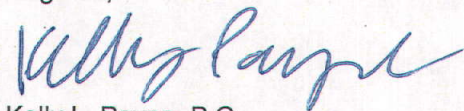
This notice is to advise the Division that KUC intends to complete the originally projected Code 22 waste placement during 2011. Prior to waste rock placement, we will:

- Confirm our understanding that no cultural or biological resources exist within the heavily disturbed footprint for the remaining Code 22 waste rock placement (~18 total acres including existing disturbed ground)
- Recover and manage previously salvaged growth medium at the North end of the Burma Road from the initial Code 22 waste rock placement
- Salvage and manage additional growth medium from native areas within the anticipated final footprint of the Code 22 dump.

During and after placement of waste rock, we will continue monitoring of run-on and run-off measures in the Yosemite drainage to ensure compliance with previous commitments. We will incorporate all applicable activities associated with this Code 22 completion in the Quarterly Reclamation Report and the MR-AR Form.

To assist in your review, attached are several figures indicating the current and anticipated post-dumping configuration for the Code 22 area.

Regards,



Kelly L. Payne, P.G.
Manager - Environment

cc: Ms. Leslie Heppler, UDOGM, by email

M1035/0002
cc: Leslie
Task: 4148

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MAY 17 2011

DIV. OF OIL, GAS & MINING

KUC Letter 17 May 2011
Attachment
M-035-0002
Bingham Canyon Mine
Code 22 Waste Rock Disposal Area

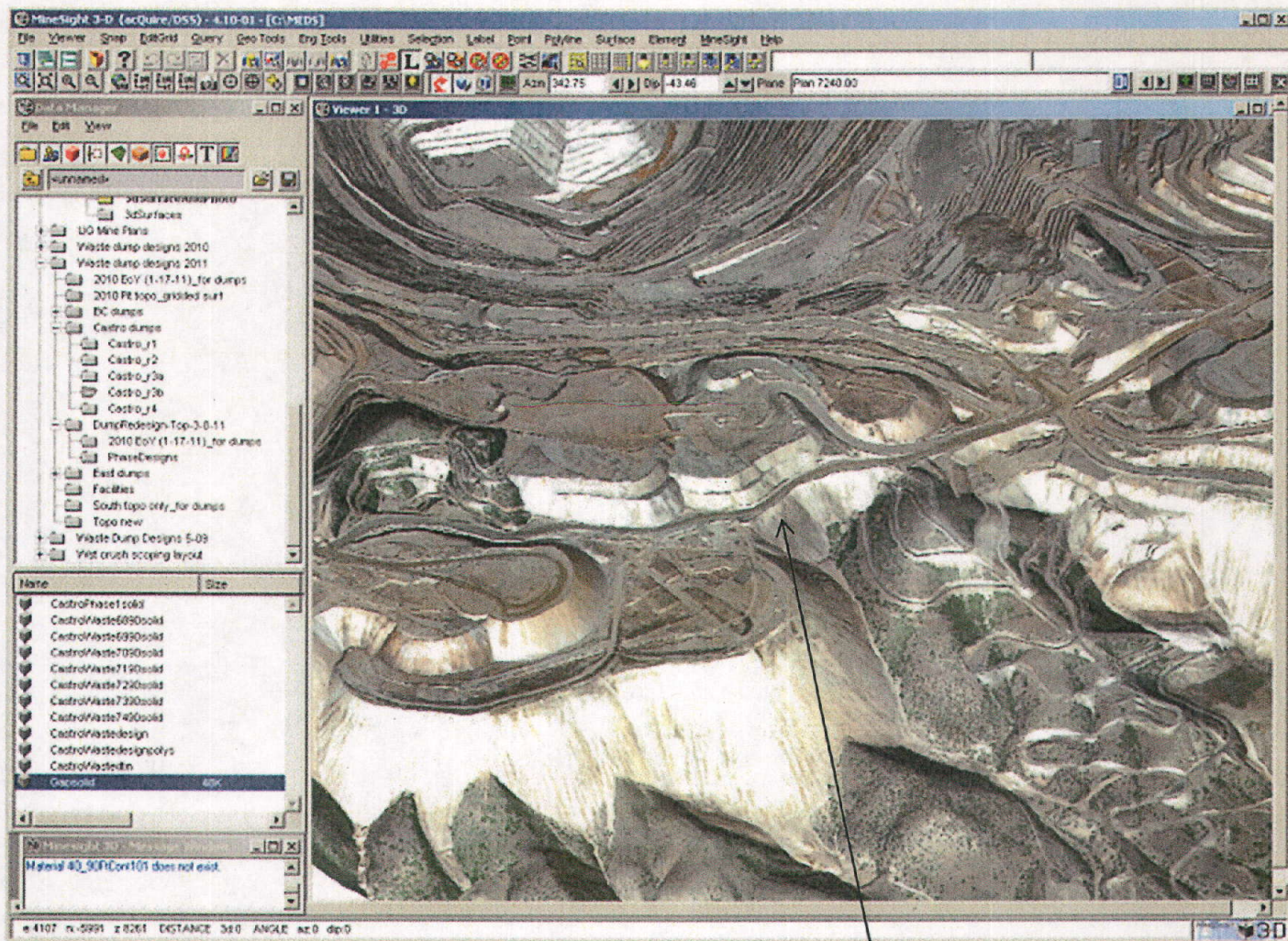


Figure 1.
Castro/Yosemite Area
Waste Rock Disposal Areas
Looking north from south pit edge (July, 2010 aerial photo)

Code 22 (Current)

Note: screen captures from mine planning software

KUC Letter 17 May 2011
 Attachment
 M-035-0002
 Bingham Canyon Mine
 Code 22 Waste Rock Disposal Area

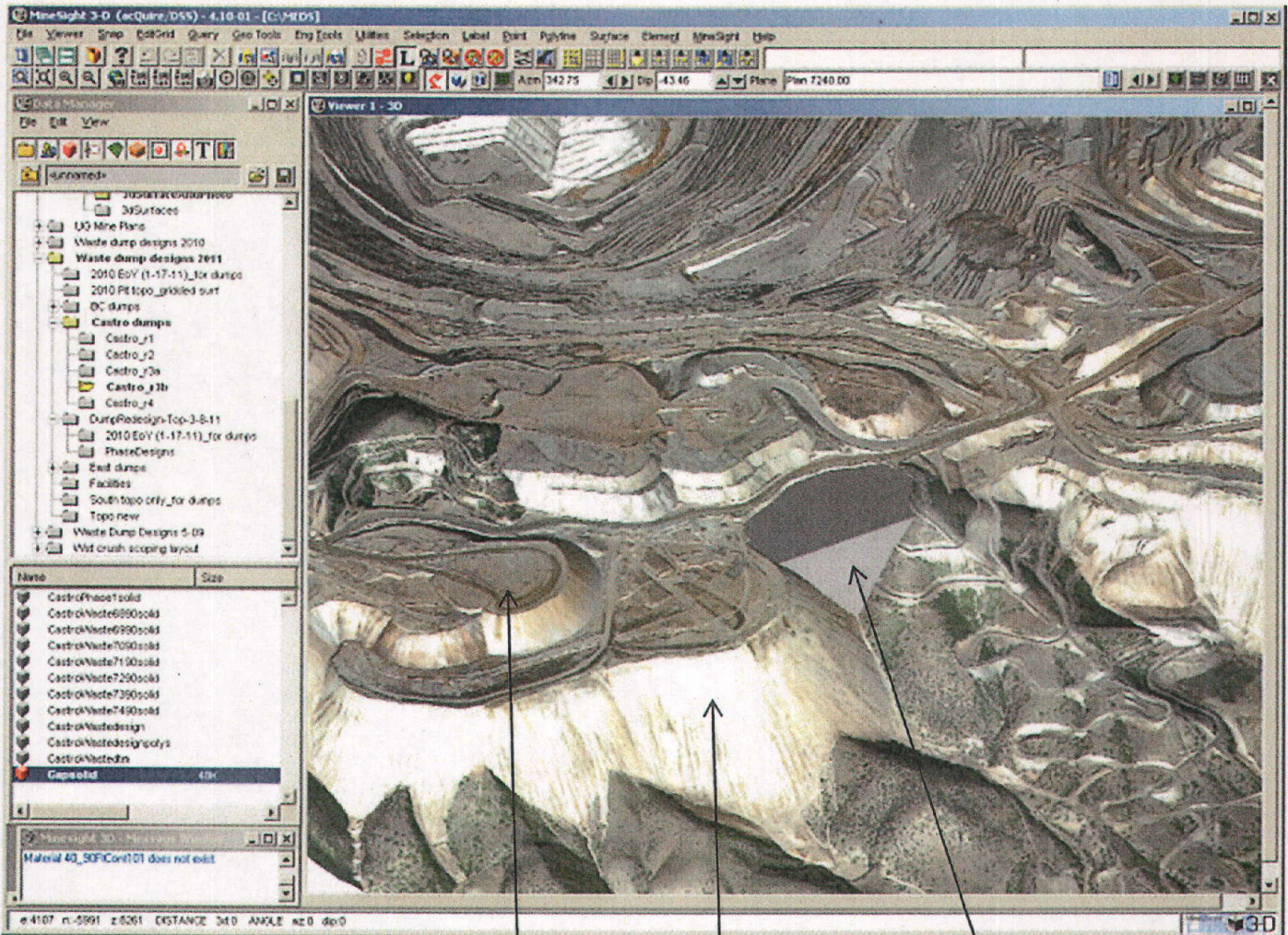


Figure 2.
 Castro/Yosemite Area
 Waste Rock Disposal Areas

Castro (Current) Yosemite (Current) Code 22 (at completion of dumping)

KUC Letter 17 May 2011
Attachment
M-035-0002
Bingham Canyon Mine
Code 22 Waste Rock Disposal Area

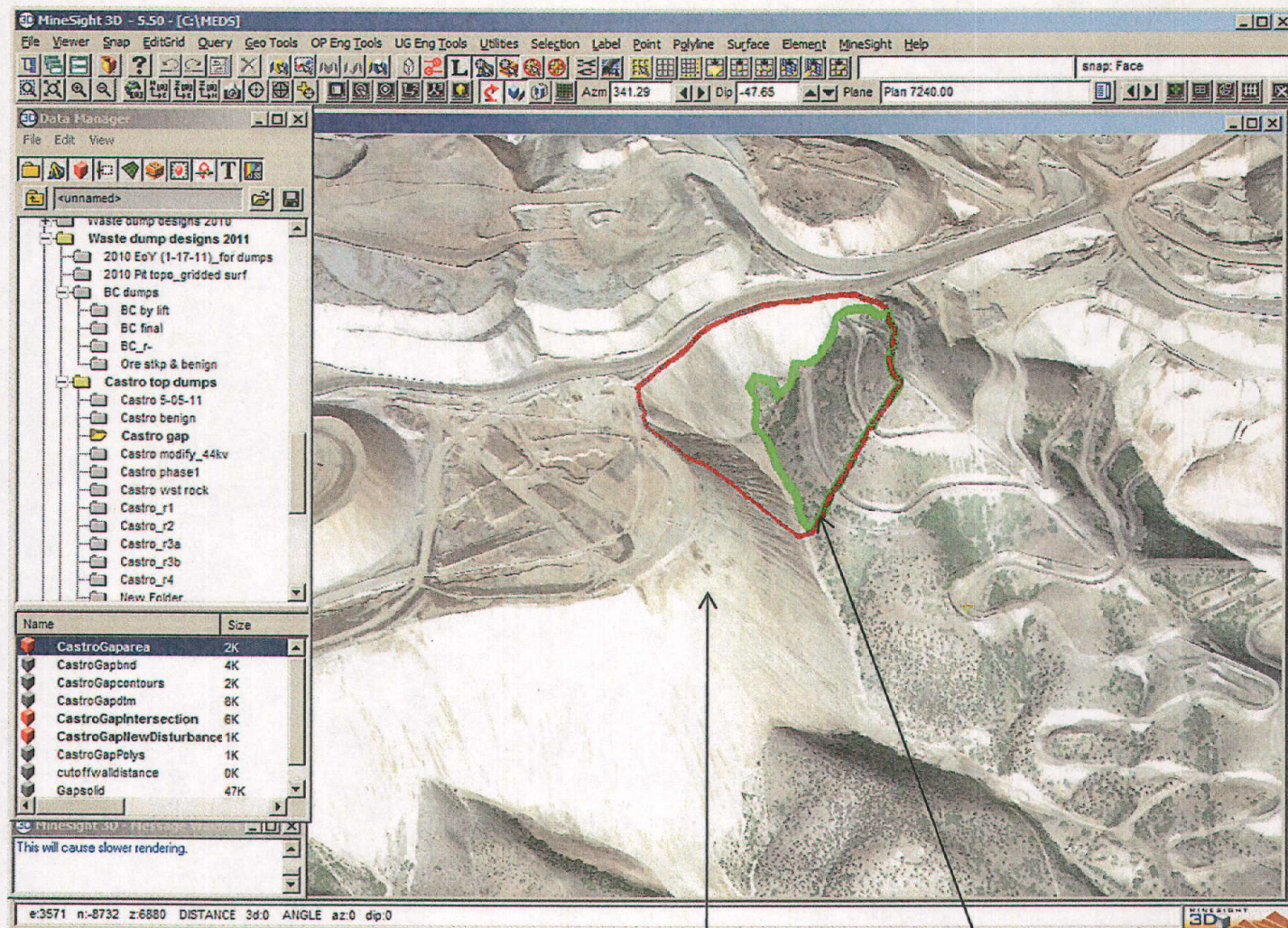


Figure 3. Close up view of Code 22 completion

Red outline – Code 22 dumping footprint

Inside green outline – additional area to be disturbed
(~18 total acres including roads & other existing disturbance)